

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

* * * * *

In the Matter of:

KENTUCKY PUBLIC SERVICE)	
COMMISSION)	
)	
vs.)	CASE NO. 8828
)	
CALVERT INVESTMENTS, INC.)	

O R D E R

In its Order of July 7, 1983, in Case No. 8761, the Application of Calvert Investments, Inc., for an Adjustment of Rates Pursuant to the Alternative Procedure for Small Utilities ("ARF"), the Commission found that Calvert Investments, Inc., ("Calvert") had test-period revenues of \$65,174 and revenue requirements of \$50,578. Therefore, no increase in revenues was allowed and the Commission initiated, in an Order also dated July 7, 1983, proceedings for Calvert to show cause why its rates should not be reduced.

On rehearing, Calvert's annual revenue requirement was increased, but the Commission determined that Calvert still had a revenue sufficiency of \$10,500.

By Order entered January 3, 1984, in Case No. 8936, the Application of Sale and Purchase filed by Calvert and the City of Minor Lane Heights (Minor Lane"), the Commission authorized the sale of the sewer facilities owned by Calvert to Minor Lane.

Subsequently, Minor Lane stated that it did not have the financial capacity to purchase or operate Calvert and the Commission, in its Order of November 2, 1984, rescinded its Order approving the transfer. Calvert requested and was granted rehearing, but the Commission affirmed its Order of November 2, 1984.

Having disposed of the sale and purchase case, the Commission scheduled a hearing which was held March 20, 1985, for Calvert to show cause why its rates should not be reduced.

The Commission received notice that, as of June 28, 1985, Calvert's system had been taken over by the Louisville and Jefferson County Metropolitan Sewer District ("MSD"). On June 27, 1985, U.S. District Judge Charles M. Allen had denied a request for an injunction that would block indefinitely MSD's takeover of the system.

The Commission, after review of the evidence of record and being advised, is of the opinion and finds that:

1. Since MSD has taken over Calvert's system, Calvert is no longer under the jurisdiction of this Commission.
2. The issue of whether Calvert should be required to decrease its rates is moot.

IT IS THEREFORE ORDERED that Case No. 8828 be and it hereby is dismissed without prejudice.

Done at Frankfort, Kentucky, this 8th day of August, 1985.

PUBLIC SERVICE COMMISSION

Richard D. Heman, Jr.
Chairman

R. L. H. [Signature]
Vice Chairman

did not participate
Commissioner

ATTEST:

Secretary